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Docket No.: ENDIUS.033A

AUG 18 2006

Page 1 of 2

Please Direct All Correspondence to Customer Number 20995**AMENDMENT / RESPONSE TRANSMITTAL**

Applicant : DiPoto  
 App. No : 10/693,663  
 Filed : October 24, 2003  
 For : METHODS AND APPARATUSES  
       FOR FIXATION OF THE SPINE  
       THROUGH AN ACCESS DEVICE  
 Examiner : James L. Swiger III  
 Art Unit : 3733

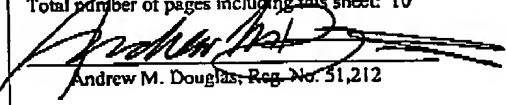
**CERTIFICATE OF FAX TRANSMISSION  
PTO CENTRALIZED FAX**

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August 18, 2006

(Date)

Total number of pages including this sheet: 10

  
Andrew M. Douglas, Reg. No. 51,212

**Mail Stop Amendment**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

(X) Amendment Response to Office Action in 8 pages.

The fee has been calculated as shown below:

The present application qualifies for Small Entity Status under 37 CFR 1.27.

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Excess Claims	28 - 20 = 8	2202 (\$25)	8 x 25 =	\$200
Excess Independent	4 - 3 = 1	2201 (\$100)	1 x 100 =	\$100
			<b>TOTAL FEE DUE</b>	<b>\$300</b>

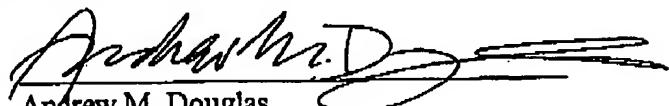
(X) Charge \$300 to Deposit Account No. 11-1410.

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- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.



Andrew M. Douglas  
Registration No. 51,212  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Gene DiPoto
Appl. No.	:	10/693,663
Filed	:	October 24, 2003
For	:	METHODS AND APPARATUSES FOR FIXATION OF THE SPINE THROUGH AN ACCESS DEVICE
Examiner	:	James L. Swiger III
Group Art Unit	:	3733

## AMENDMENT

**Mail Stop Amendment**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Dear Sir:

This amendment is responsive to the Office Action mailed May 18, 2006 ("Office Action").

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Summary of Interview** begins on page 6 of this paper.

**Remarks** begin on page 7 of this paper.

08/21/2006 NNGUYEN1 00000094 111410 10693663  
 01 FC:2201 100.00 DA  
 02 FC:2202 200.00 DA